

108TH CONGRESS
2D SESSION

H. R. 4548

To authorize appropriations for fiscal year 2005 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

IN THE HOUSE OF REPRESENTATIVES

JUNE 14, 2004

Mr. Goss introduced the following bill; which was referred to the Select Committee on Intelligence (Permanent Select)

A BILL

To authorize appropriations for fiscal year 2005 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Intelligence Authoriza-
5 tion Act for Fiscal Year 2005”.

TITLE I—INTELLIGENCE ACTIVITIES

SEC. 101. AUTHORIZATION OF APPROPRIATIONS.

Funds are hereby authorized to be appropriated for fiscal year 2005 for the conduct of the intelligence and intelligence-related activities of the following elements of the United States Government:

(1) The Central Intelligence Agency.

(2) The Department of Defense.

(3) The Defense Intelligence Agency.

(4) The National Security Agency.

(5) The Department of the Army, the Department of the Navy, and the Department of the Air Force.

(6) The Department of State.

(7) The Department of the Treasury.

(8) The Department of Energy.

(9) The Department of Justice.

(10) The Federal Bureau of Investigation.

(11) The National Reconnaissance Office.

(12) The National Geospatial-Intelligence Agency.

(13) The Coast Guard.

(14) The Department of Homeland Security.

1 **SEC. 102. CLASSIFIED SCHEDULE OF AUTHORIZATIONS.**

2 (a) SPECIFICATIONS OF AMOUNTS AND PERSONNEL
3 CEILINGS.—The amounts authorized to be appropriated
4 under section 101, and the authorized personnel ceilings
5 as of September 30, 2005, for the conduct of the intel-
6 ligence and intelligence-related activities of the elements
7 listed in such section, are those specified in the classified
8 Schedule of Authorizations prepared to accompany the bill
9 H.R. _____ of the One Hundred Eighth Congress.

10 (b) AVAILABILITY OF CLASSIFIED SCHEDULE OF AU-
11 THORIZATIONS.—The Schedule of Authorizations shall be
12 made available to the Committees on Appropriations of
13 the Senate and House of Representatives and to the Presi-
14 dent. The President shall provide for suitable distribution
15 of the Schedule, or of appropriate portions of the Sched-
16 ule, within the executive branch.

17 **SEC. 103. PERSONNEL CEILING ADJUSTMENTS.**

18 (a) AUTHORITY FOR ADJUSTMENTS.—With the ap-
19 proval of the Director of the Office of Management and
20 Budget, the Director of Central Intelligence may authorize
21 employment of civilian personnel in excess of the number
22 authorized for fiscal year 2005 under section 102 when
23 the Director of Central Intelligence determines that such
24 action is necessary to the performance of important intel-
25 ligence functions.

1 (b) NOTICE TO INTELLIGENCE COMMITTEES.—The
 2 Director of Central Intelligence shall notify promptly the
 3 Select Committee on Intelligence of the Senate and the
 4 Permanent Select Committee on Intelligence of the House
 5 of Representatives whenever the Director exercises the au-
 6 thority granted by this section.

7 **SEC. 104. INTELLIGENCE COMMUNITY MANAGEMENT AC-**
 8 **COUNT.**

9 (a) AUTHORIZATION OF APPROPRIATIONS.—There is
 10 authorized to be appropriated for the Intelligence Commu-
 11 nity Management Account of the Director of Central Intel-
 12 ligence for fiscal year 2005 the sum of \$_____.
 13 Within such amount, funds identified in the classified
 14 Schedule of Authorizations referred to in section 102(a)
 15 for advanced research and development shall remain avail-
 16 able until September 30, 2006.

17 (b) AUTHORIZED PERSONNEL LEVELS.—The ele-
 18 ments within the Intelligence Community Management
 19 Account of the Director of Central Intelligence are author-
 20 ized ____ full-time personnel as of September 30, 2005.
 21 Personnel serving in such elements may be permanent em-
 22 ployees of the Intelligence Community Management Ac-
 23 count or personnel detailed from other elements of the
 24 United States Government.

25 (c) CLASSIFIED AUTHORIZATIONS.—

1 (1) AUTHORIZATION OF APPROPRIATIONS.—In
2 addition to amounts authorized to be appropriated
3 for the Intelligence Community Management Ac-
4 count by subsection (a), there are also authorized to
5 be appropriated for the Intelligence Community
6 Management Account for fiscal year 2005 such addi-
7 tional amounts as are specified in the classified
8 Schedule of Authorizations referred to in section
9 102(a). Such additional amounts for advanced re-
10 search and development shall remain available until
11 September 30, 2006.

12 (2) AUTHORIZATION OF PERSONNEL.—In addi-
13 tion to the personnel authorized by subsection (b)
14 for elements of the Intelligence Community Manage-
15 ment Account as of September 30, 2005, there are
16 also authorized such additional personnel for such
17 elements as of that date as are specified in the clas-
18 sified Schedule of Authorizations.

19 (d) REIMBURSEMENT.—Except as provided in section
20 113 of the National Security Act of 1947 (50 U.S.C.
21 404h), during fiscal year 2005 any officer or employee of
22 the United States or a member of the Armed Forces who
23 is detailed to the staff of the Intelligence Community Man-
24 agement Account from another element of the United
25 States Government shall be detailed on a reimbursable

1 basis, except that any such officer, employee, or member
2 may be detailed on a nonreimbursable basis for a period
3 of less than one year for the performance of temporary
4 functions as required by the Director of Central Intel-
5 ligence.

6 **TITLE II—CENTRAL INTEL-**
7 **LIGENCE AGENCY RETIRE-**
8 **MENT AND DISABILITY SYS-**
9 **TEM**

10 **SEC. 201. AUTHORIZATION OF APPROPRIATIONS.**

11 There is authorized to be appropriated for the Cen-
12 tral Intelligence Agency Retirement and Disability Fund
13 for fiscal year 2005 the sum of \$_____.

14 **TITLE III—GENERAL**
15 **PROVISIONS**

16 **SEC. 301. INCREASE IN EMPLOYEE COMPENSATION AND**
17 **BENEFITS AUTHORIZED BY LAW.**

18 Appropriations authorized by this Act for salary, pay,
19 retirement, and other benefits for Federal employees may
20 be increased by such additional or supplemental amounts
21 as may be necessary for increases in such compensation
22 or benefits authorized by law.

1 **SEC. 302. RESTRICTION ON CONDUCT OF INTELLIGENCE**
2 **ACTIVITIES.**

3 The authorization of appropriations by this Act shall
4 not be deemed to constitute authority for the conduct of
5 any intelligence activity which is not otherwise authorized
6 by the Constitution or the laws of the United States.

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